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PATENT APPLICATION
Docket No. 13915.74.1.4

AUG 10 2009

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re application of:

AUG 20 2009

Paul L. Hickman

OFFICE OF PETITIONS

Serial No.: 10/773,617

) Art Unit

Confirmation No.: 7761

) 3764

Filed: February 6, 2004

)

For: EXERCISE AND HEALTH EQUIPMENT

)

Customer No.: 022913

)

Examiner: Glenn E. Richman

)

TRANSMITTAL OF ISSUE FEE AND
NOTIFICATION OF LOSS OF ENTITLEMENT TO SMALL
ENTITY STATUS PURSUANT TO 37 C.F.R. § 1.27(g)(2)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

An Issue Fee in the above-referenced matter was previously paid on April 30, 2006. At that time, Applicant was entitled to small entity status and, therefore, paid the previous Issue Fee at the small entity Issue Fee rate of \$700.00. Subsequent to that time, Applicant became no longer entitled to status as a small entity. Thus, submitted herewith for payment of the current Issue Fee is \$810, which is the difference between the current non-small entity Issue Fee rate of \$1,510.00 and the \$700.00 previously paid as an Issue Fee payment.

This paper also constitutes notice of loss of entitlement to small entity status in relation to the above referenced patent.

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The Commissioner is hereby authorized to charge payment of any of the following fees that may be applicable to this communication, or credit any overpayment, to Deposit Account No. 23-3178: (1) any filing fees required under 37 CFR § 1.16; (2) any patent application and reexamination processing fees under 37 CFR § 1.17; (3) any post allowance fees under 37 CFR § 1.18; and/or (4) any post issuance fees under 37 CFR § 1.20. In addition, if any additional extension of time is required, which has not otherwise been requested, please consider this a petition therefor and charge any additional fees that may be required to Deposit Account No. 23-3178.

Dated this 10th day of August, 2009.

Respectfully submitted,

J. Dustin Howell/ Reg. #60701
J. Dustin Howell
Attorney for Applicant
Registration No. 60,701
Customer No. 022913

JDD:jbc
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PART B - FEE(S) TRANSMITTAL OFFICE OF PETITIONS RECEIVED
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Complete and send this form, together with applicable fee(s), to: Mail Mail Stop ISSUE FEE
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INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

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Workman Nydegger
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(Depositor's name)

 (Signature)

 (Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/773,617	02/06/2004	Paul L. Hickman	13915.74.14	7761

TITLE OF INVENTION: EXERCISE AND HEALTH EQUIPMENT

APPLN. TYPE	SMALL ENTITY	ISSUE FEE DUE	PUBLICATION FEE DUE	PREV. PAID ISSUE FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	YES	\$755	\$0	\$700	\$755	08/31/2009

EXAMINER	ART UNIT	CLASS-SUBCLASS
RICHMAN, GLENN E	3764	482-008000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.

"Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

(1) the names of up to 3 registered patent attorneys or agents OR, alternatively,

(2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1. WORKMAN NYDEGGER

2. _____

3. _____

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

ICON IP, INC.

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

Logan, Utah

Please check the appropriate assignee category or categories (will not be printed on the patent): Individual Corporation or other private group entity Government

4a. The following fee(s) are submitted:

Issue Fee
 Publication Fee (No small entity discount permitted)
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4b. Payment of Fee(s): (Please first reapply any previously paid issue fee shown above)

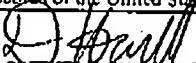
A check is enclosed.
 Payment by credit card. Form PTO-2038 is attached.
 The Director is hereby authorized to charge the required fee(s), any deficiency, or credit any overpayment, to Deposit Account Number 23-3178 (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27.

b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant, a registered attorney or agent, or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature: 

Date August 10, 2009

Typed or printed name: J. Dustin Howell

Registration No. 60,701

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

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